

### **REMARKS**

No claims are amended, canceled, or added; as a result, claims 25-47 remain pending in this application.

#### **Double Patenting Rejection**

Claims 25-47 were rejected under the judicially created doctrine of obviousness-type double patenting over claims 1-40 of U.S. Patent No. 6,356,452 and claims 1-48 of U.S. Patent No. 6,671,182. With respect to U.S. Patent No. 6,356,452, applicant submits herewith a Terminal Disclaimer in compliance with 37 CFR 1.321(b)(iv) is enclosed herewith to obviate these rejections. Applicant makes no admission as to the appropriateness of this rejection and merely files the Terminal Disclaimer to move the application forward in prosecution.

Applicant respectfully traverses the judicially created doctrine of obviousness-type double patenting rejection over U.S. Patent No. 6,671,182. The present application is a divisional of U.S. Patent No. 6,671,182. Accordingly, a double patenting rejection is improper. 35 U.S.C. 121. MPEP 804.01. Withdrawal of this rejection is respectfully requested.

**CONCLUSION**

Applicant respectfully submits that the claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney (612) 349-9587 to facilitate prosecution of this application. If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

BRAD D. RUMSEY

By his Representatives,

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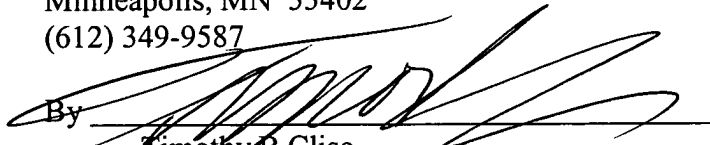
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(612) 349-9587

Date

6 Jan '06

By



Timothy B Clise

Reg. No. 40,957

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop AF, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 6 day of January, 2006.

Name

KATE GANNON

Signature

Kate G